

1 Bill No. R-81-10- //

2 Resolution No. R- 72-81

3
4 A resolution authorizing an appeal from
5 the tax levy limitation established under
6 I.C. 6-3.5-1-3 and for an excessive levy.

7 WHEREAS, the City is a second class city located in Allen
8 County, Indiana; and

9 WHEREAS, the City will be unable to carry out, in the
10 ensuing budget year 1982, the governmental responsibilities
11 and functions committed to it by law unless authority is
12 granted for an excessive tax levy in the sum of \$784,350; and

13 WHEREAS, the City is required to make payments for unem-
14 ployment compensation (I.C. 22-4-1-1) and does on a reimburse-
15 ment basis to the State of Indiana. This has begun to be a
16 significant portion of the City's budget, amounting to an
17 estimated \$112,300 in the 1982 budget. The City will need
18 the requested tax levy increase to make these payments. By
19 fund, the budget estimates for unemployment compensation pay-
20 ments are:

21	General Fund	\$ 96,900
22	Park Fund	15,000
23	Redevelopment Fund	<u>400</u>
		\$112,300; and,

24 WHEREAS, the City has, within the last two months, entered
25 into a program, being implemented by an interlocal agreement
26 with the County of Allen, to provide emergency medical services
27 to the citizens of Fort Wayne and Allen County on an advanced
28 life support basis. Fees are being charged for this service
29 which will defray a large portion of the expense of the medical
30 service provided, but the agreement stipulates that the City
31 will subsidize the program in the amount of \$500,000. The
32 City will need the requested tax levy increase to meet this
\$500,000 commitment ; and,

1 WHEREAS, the City has in recent years entered into certain
2 lease - purchase agreements on various pieces of capital fire-
3 fighting equipment. The lease - purchase payments on this
4 firefighting equipment will amount to the sum of \$172,050 in
5 1982. These acquisitions of equipment, having an anticipated
6 life span of 15-20 years could have been financed by bonded
7 debt. The City will need the requested tax levy increase to
8 pay this capital debt in 1982; and,

9 WHEREAS, the City has considered other sources of funding,
10 including the use of revenue sharing funds, to meet the afore-
11 mentioned obligations; and,

12 WHEREAS, the City has committed its revenue sharing alloca-
13 tion for 1982 to public lighting, sewer maintenance, solid
14 waste disposal, purchase of equipment such as motor vehicles,
15 economic development, and health insurance for public safety
16 employees; and,

17 WHEREAS, the City needs and requests an excessive tax levy
18 for the following items:

19 Unemployment Compensation Payments	\$112,300
Emergency Medical Service	500,000
20 Lease - Purchase Payments	172,050
21 Total	\$784,350

22 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
23 THE CITY OF FORT WAYNE, INDIANA:

24 SECTION 1. That the appropriate officers of the City are
25 authorized and empowered and directed to take all steps necessary
26 to present an appeal to the Indiana Board of Tax Commissioners
27 for a tax levy that exceeds the limitations provided under
28 I.C. 6-3.5-1-3.

29 SECTION 2. That this Resolution shall be effective upon
30 passage and approval by the Mayor.

David A. Schmidt
COUNCILMAN

31 APPROVED AS TO FORM AND
32 LEGALITY OCTOBER 9, 1981.

Bruce O. Boxberger
BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, 19____, the _____ day of _____, at _____ o'clock _____ M., E.S.T.

DATE: _____

CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Stier, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>6</u>	<u>3</u>	_____	_____	_____
<u>BURNS</u>	_____	<u>X</u>	_____	_____	_____
<u>EISBART</u>	<u>X</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	<u>X</u>	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHOMBURG</u>	_____	<u>X</u>	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 10-13-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. R-72-81 on the 13th day of October, 19 81.

ATTEST:
Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL) John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of October, 19 81, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 15th day of Oct, 19 81, at the hour of 10 o'clock A M., E.S.T.

AUDITOR'S OFFICE
FILED
OCT 16 1981

Victoria J. Lieglein
AUDITOR OF ALLEN COUNTY

Winfield C. Moses, Jr.
MAYOR

DIGEST SHEETTITLE OF ORDINANCE Resolution 9-81-10-11DEPARTMENT REQUESTING ORDINANCE City ControllerSYNOPSIS OF ORDINANCE A resolution authorizing an appeal from the tax
levy limitation established under IC 6-3.5-1-3 and for an excessive
levy.This resolution authorizes an appeal for relief from the above
limitations by requesting that certain expenditures, in compliance
with statute, be allowed outside the tax freeze.

Unemployment Compensation	\$112,300	-
EMS	500,000	
Lease-Purchase Payments	172,000	
Total	\$784,350	

EFFECT OF PASSAGE Enables Civil City government to provide services
and functions as planned.EFFECT OF NON-PASSAGE The City will have to modify or reduce services
if not passed or if appeal fails.MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$784,350

ASSIGNED TO COMMITTEE (J.N.) _____

DATE SUBMITTED: _____